

JS 4 (Rev. 12/12)

LFR**CIVIL COVER SHEET**

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers required by law, except as provided by local rules of court. This form approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS

James Taylor

(b) County of Residence of First Listed Plaintiff
(EXCEPT IN U.S. PLAINTIFF CASES)

Philadelphia

(c) Attorneys (Firm Name, Address, and Telephone Number)

Glen R. Morris
Sutro 2226, Land Title Bldg.
100 South Broad St, Philadelphia, PA 19106**DEFENDANTS**City of Philadelphia, Clifford
Gilliam & Shawn Witherspoon

County of Residence of First Listed Defendant

(IN U.S. PLAINTIFF CASES ONLY)

NOTE:

IN LAND CONDEMNATION CASES, USE THE LOCATION OF
THE TRACT OF LAND INVOLVED.

Attorneys (If Known)

City Law Department
1515 Arch Street, Philadelphia, PA 19102**II. BASIS OF JURISDICTION** (Place an "X" in one box only)

- ☐ 1 U.S. Government Plaintiff
- ☒ 3 Federal Question (U.S. Government Not a Party)
- ☐ 2 U.S. Government Defendant
- ☐ 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in one box for Plaintiff and one box for Defendant)

- | PTF | DEF | PTF | DEF |
|--|---|----------------------------|---------------------------------------|
| <input type="checkbox"/> 1 Citizen of This State | <input checked="" type="checkbox"/> 1 Incorporated or Principal Place of Business In This State | <input type="checkbox"/> 4 | <input checked="" type="checkbox"/> 4 |
| <input type="checkbox"/> 2 Citizen of Another State | <input type="checkbox"/> 2 Incorporated and Principal Place of Business In Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| <input type="checkbox"/> 3 Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 Foreign Nation | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

IV. NATURE OF SUIT (Place an "X" in one box only)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES	
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice	PERSONAL INJURY <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes
REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	CIVIL RIGHTS <input checked="" type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities Employment <input type="checkbox"/> 446 Amer. w/Disabilities Other <input type="checkbox"/> 448 Education	PRISONER PETITIONS Habeas Corpus: <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty Other: <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement			

V. ORIGIN (Place an "X" in one box only)

- ☒ 1 Original Proceeding
- ☐ 2 Removed from State Court
- ☐ 3 Remanded from Appellate Court
- ☐ 4 Reinstated or Reopened
- ☐ 5 Transferred from Another District (specify)
- ☐ 6 Multidistrict Litigation

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):

42 USC, Sect. 1983

Brief description of cause:

Wrongful arrest, assault, incarceration

VII. REQUESTED IN COMPLAINT:☐ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.

DEMAND \$

CHECK YES only if demanded in complaint:

JURY DEMAND

☒ Yes ☐ No**VIII. RELATED CASE(S) IF ANY**

(See Instructions):

JUDGE

N/A

DOCKET NUMBER

DATE

7/15/14

SIGNATURE OF ATTORNEY OF RECORD

FOR OFFICE USE ONLY

RECEIPT #

AMOUNT

APPLYING IFP

JUDGE

MAG. JUDGE

JUL 15 2014

JAS

LFR

UNITED STATES DISTRICT COURT

ORIGINAL

H.C. 4256

FOR THE EASTERN DISTRICT OF PENNSYLVANIA — DESIGNATION FORM to be used by counsel to indicate the category of the case for the purpose of assignment to appropriate calendar.

Address of Plaintiff:

6244 Osage Ave., Philadelphia, PA 19143

Address of Defendant:

1515 Arch St., 14th Floor, Philadelphia, PA 19102

Place of Accident, Incident or Transaction:

Philadelphia, PA (80th & Locust St.)
(Use Reverse Side For Additional Space)Does this civil action involve a nongovernmental corporate party with any parent corporation and any publicly held corporation owning 10% or more of its stock?
(Attach two copies of the Disclosure Statement Form in accordance with Fed.R.Civ.P. 7.1(a))Yes ☐No ☒

Does this case involve multidistrict litigation possibilities?

Yes ☐No ☒

RELATED CASE, IF ANY:

Case Number:

N/A

Judge

Date Terminated:

Civil cases are deemed related when yes is answered to any of the following questions:

1. Is this case related to property included in an earlier numbered suit pending or within one year previously terminated action in this court?
Yes ☐ No ☒
2. Does this case involve the same issue of fact or grow out of the same transaction as a prior suit pending or within one year previously terminated action in this court?
Yes ☐ No ☒
3. Does this case involve the validity or infringement of a patent already in suit or any earlier numbered case pending or within one year previously terminated action in this court?
Yes ☐ No ☒
4. Is this case a second or successive habeas corpus, social security appeal, or pro se civil rights case filed by the same individual?
Yes ☐ No ☒

CIVIL: (Place ☒ in ONE CATEGORY ONLY)

A. Federal Question Cases:

1. ☐ Indemnity Contract, Marine Contract, and All Other Contracts
2. ☐ FELA
3. ☐ Jones Act-Personal Injury
4. ☐ Antitrust
5. ☐ Patent
6. ☐ Labor-Management Relations
7. ☒ Civil Rights
8. ☐ Habeas Corpus
9. ☐ Securities Act(s) Cases
10. ☐ Social Security Review Cases
11. ☐ All other Federal Question Cases
(Please specify) _____

B. Diversity Jurisdiction Cases:

1. ☐ Insurance Contract and Other Contracts
2. ☐ Airplane Personal Injury
3. ☐ Assault, Defamation
4. ☐ Marine Personal Injury
5. ☐ Motor Vehicle Personal Injury
6. ☐ Other Personal Injury (Please specify) _____
7. ☐ Products Liability
8. ☐ Products Liability — Asbestos
9. ☐ All other Diversity Cases
(Please specify) _____

ARBITRATION CERTIFICATION

(Check Appropriate Category)

I, Glen R. Morris, Esq., counsel of record do hereby certify:

- ☐ Pursuant to Local Civil Rule 53.2, Section 3(c)(2), that to the best of my knowledge and belief, the damages recoverable in this civil action case exceed the sum of \$150,000.00 exclusive of interest and costs;
- ☐ Relief other than monetary damages is sought.

DATE:

7/15/14

Attorney-at-Law

NOTE: A trial de novo will be a trial by jury only if there has been compliance with F.R.C.P. 38.

I certify that, to my knowledge, the within case is not related to any case now pending or within one year previously terminated action in this court except as noted above.

DATE:

7/15/14

Attorney-at-Law

Attorney I.D.#

JUL 15 2014

33047

Attorney I.D.#

33047

Attorney I.D.#

LFR

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

ORIGINAL**CASE MANAGEMENT TRACK DESIGNATION FORM***James Taylor*

CIVIL ACTION

v.

*City of Philadelphia,
Clifford Gilliam & Shawn Witherspoon*

NO.

14 4256

In accordance with the Civil Justice Expense and Delay Reduction Plan of this court, counsel for plaintiff shall complete a Case Management Track Designation Form in all civil cases at the time of filing the complaint and serve a copy on all defendants. (See § 1:03 of the plan set forth on the reverse side of this form.) In the event that a defendant does not agree with the plaintiff regarding said designation, that defendant shall, with its first appearance, submit to the clerk of court and serve on the plaintiff and all other parties, a Case Management Track Designation Form specifying the track to which that defendant believes the case should be assigned.

SELECT ONE OF THE FOLLOWING CASE MANAGEMENT TRACKS:

- (a) Habeas Corpus – Cases brought under 28 U.S.C. § 2241 through § 2255. ()
- (b) Social Security – Cases requesting review of a decision of the Secretary of Health and Human Services denying plaintiff Social Security Benefits. ()
- (c) Arbitration – Cases required to be designated for arbitration under Local Civil Rule 53.2. ()
- (d) Asbestos – Cases involving claims for personal injury or property damage from exposure to asbestos. ()
- (e) Special Management – Cases that do not fall into tracks (a) through (d) that are commonly referred to as complex and that need special or intense management by the court. (See reverse side of this form for a detailed explanation of special management cases.) ()
- (f) Standard Management – Cases that do not fall into any one of the other tracks. ()

Date

7/15/14

Attorney-at-law

Glen R. Morris, Esq.

Attorney for Plaintiff

Telephone

(215) 893-1222

FAX Number

(215) 557-7651

E-Mail Address

pennsylvania.cwyer@hotmail.com

15-2014

ORIGINAL

400.
LFR

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

JAMES TAYLOR

CIVIL ACTION

14 4256

VS.

:
:
:
:
:
:
:
:

NO. 14 CV

CITY OF PHILADELPHIA

JURY TRIAL DEMANDED

and

POLICE OFFICER
CLIFFORD GILLIAM

and

POLICE OFFICER
SHAWN WITHERSPOON

COMPLAINT

Plaintiff, James Taylor, by and through his undersigned counsel, hereby files the
within Civil Action against the above-named Defendants, and says:

1. This is a Civil Action seeking damages against the Defendants for committing acts,
under color of state law, which deprived the Plaintiff of rights secured under the
Constitution and laws of the United States; for conspiring for the purpose of impeding
and hindering the due course of justice, with the intent to deny the Plaintiff equal
protection of laws; and for violations and deprivations of due process; for police
brutality; for refusing or neglecting to prevent such deprivations and denials to the

Plaintiff. The Court has jurisdiction of this action under 42 U.S.C., Section 1983 and 28 U.S.C., Section 1343.

2. The Court also has jurisdiction under 28 U.S.C., Section 1331.

3. The plaintiff, James Taylor, is a citizen and resident of the City of Philadelphia, County of Philadelphia, Commonwealth of Pennsylvania and the United States of America.

4. Defendants, CLIFFORD GILLIAM and SHAWN WITHERSPOON, were at all material times and dates, police officers employed by the City of Philadelphia and were supervised by Defendant CITY OF PHILADELPHIA.

5. Defendant, CITY OF PHILADELPHIA, is a municipal corporation, organized under the Laws of the Commonwealth of Pennsylvania. The PHILADELPHIA DISTRICT ATTORNEY'S OFFICE is under the jurisdiction of the defendant CITY OF PHILADELPHIA.

6. Plaintiff sues each and all Defendants in both their individual and official capacities.

7. At all times material to this Complaint, CLIFFORD GILLIAM, SHAWN WITHERSPOON and the CITY OF PHILADELPHIA acted under color of the statutes, customs, ordinances and usage of the Commonwealth of Pennsylvania, the City of Philadelphia, and the Philadelphia Police Department.

COUNT I

8. Plaintiff incorporates the allegations contained in paragraphs 1 through 7 as though fully set forth at length herein.

9. Plaintiff, who is a 14 year veteran of the United States Army and served in the first Gulf War for 9 months in a warzone, is 49 years of age and has never been convicted of a crime in the Commonwealth of Pennsylvania or anywhere else.

10. Plaintiff was employed at the time of the incident and has, at all times, been a productive and law-abiding citizen of the Commonwealth of Pennsylvania.

11. On July 15, 2012 at approximately 10:20 P.M., Plaintiff, who was employed as a security guard, was returning from work on his way home. He stopped his vehicle near 60th and Locust Streets for the purpose of picking up some matches from a corner deli at that location.

12. Plaintiff, who was carrying a fully legal, licensed and registered firearm, left his vehicle and, as he did, he pulled his clothing over the firearm so as not to alarm anyone in the store.

13. Plaintiff proceeded to go into the store to secure the matches and as he exited the business, he was brutally assaulted by Philadelphia Police Officers Gilliam and Witherspoon.

14. The officers accused the Plaintiff of unlawfully possessing a firearm in violation of the Pennsylvania Uniform Firearms Act.

15. Plaintiff showed the officers his Florida license to carry which, at that time, was valid in the Commonwealth of Pennsylvania. Further he showed them his Act 235 card, which also entitled him to carry the firearm.

16. Despite the Plaintiff's good faith efforts to convince the officers of the legality of his firearm and his licensure to carry the weapon, and despite the fact that the Plaintiff was never seen engaging in any separate or independent illegal actions or activity, he was placed under arrest in a brutal fashion. His face was slammed against a brick wall, his right arm was twisted, he was forcefully handcuffed and placed in the back of a police cruiser.

17. Despite the fact that the Plaintiff obviously possessed two forms of valid licensure to carry a firearm, he was taken to the police district located at 55th and Pine Streets whereupon he spent the next three (3) weeks incarcerated.

18. Further, despite the fact that Plaintiff possessed more than sufficient documentation that he was licensed to carry the firearm, the Philadelphia District Attorney's office refused to drop the charges.

19. As a result of the arrest and incarceration, Plaintiff lost his newly found job as a security guard and has been unable to secure employment since that time.

20. On or about May 2, 2013, after a trial before a judge of the Philadelphia Common Pleas Court, the Plaintiff was found not guilty of all charges.

21. Plaintiff was clearly innocent of all charges – a fact which was certainly known to the Philadelphia Police Department and the Philadelphia District Attorney's Office throughout the proceedings.

22. Nevertheless, the Plaintiff was incarcerated for approximately three (3) weeks in the Philadelphia prison system.

23. Plaintiff was forced by these circumstances, to attend multiple hearings at the Criminal Justice Center in Center City Philadelphia.

24. Finally, after almost ten (10) tortuous months of criminal proceedings, loss of sleep, inconvenience and loss of work, Plaintiff was found “not guilty” on all charges, due to the overwhelming evidence in his favor.

25. Throughout this illegal period of incarceration, the Plaintiff was deprived of his constitutional rights, not adequately informed of the charges against him or why he was being held.

26. Plaintiff’s ordeal was exacerbated by the fact that he lost his newly-acquired employment as a direct result of the arrest and incarceration.

27. As a result of the wrongful arrest and detention by Defendants, Plaintiff suffered severe psychological and physical trauma. His self-image and self-respect were injured. In addition to this, the Plaintiff has sustained mixed permanent physical, emotional and neurological injuries. As a result of said injuries, Plaintiff has been unable to eat or sleep properly and has developed an extreme paranoia when confronted by the image or person of a police officer.

28. As a result of their concerted unlawful, malicious and grossly reckless detention of the Plaintiff, Defendants deprived the Plaintiff of his liberty without due process of law, deprived him of his right to counsel, deprived him of equal protection of the law, subjected him to an unlawful seizure of his person and cruelty in violation of the 4th, 5th, 8th and 14th Amendments of the Constitution of the United States and 42 U.S.C. 1983.

WHEREFORE, Plaintiff, James Taylor, demands Judgment against the Defendants, CLIFFORD GILLIAM, SHAWN WITHERSPOON and THE CITY OF PHILADELPHIA, jointly and severally, or in the alternative, for compensatory damages, and further demands Judgment against each of the said Defendants, jointly and severally

for punitive damages, together with costs of suit, interest, attorney's fees, and such other further relief as the Court may deem just and equitable.

COUNT II

1. Plaintiff incorporates the allegations contained in Count I as though fully set forth at length herein.

2. Plaintiff, a resident of the County of Philadelphia, the Commonwealth of Pennsylvania and a citizen of the United States, was acting lawfully at all relevant times.

3. Plaintiff was, at all times, respectful of police authority and had engaged in no illegal, immoral or improper behavior at all relevant times preceding his arrest.

4. Suddenly and without any legal justification whatsoever, Defendant, Philadelphia police officers stopped the Plaintiff, rifled through his pockets and in various other ways physically assaulted the Plaintiff.

5. This illegal and immoral behavior which was perpetrated by these defendants was completely devoid of any legal justification. There was neither "reasonable suspicion" nor probable cause." In fact, Plaintiff had done absolutely nothing which should have warranted police scrutiny.

6. As a result of this assault, Defendants have deprived the Plaintiff of his right to due process, of his right to equal protection under the laws, and have impeded the course of justice, have physically, psychologically and emotionally scarred the Plaintiff, in violation of the 5th and 14th Amendments of the Constitution of the United States and 42 U.S.C., Section 1983.

WHEREFORE, the Plaintiff, James Taylor, demands judgment against all defendants who assaulted and/or wrongfully came into illegal and unjustifiable physical contact with him on or after July 15, 2012 jointly and severally, or in the alternative, for compensatory and/or consequential damages, and further demands Judgment against each of the said Defendants, jointly and severally, for punitive damages, together with costs of suit, interest, attorney's fees, and such other further relief as the Court may deem just and equitable.

COUNT III

1. Plaintiff incorporates the allegations contained in Courts One and Two as though fully set for the at length herein.

2. Plaintiff had, at all relevant times, behaved in a peaceful and moral manner. Despite this fact, he was wrongfully, illegally and immorally arrested and charged with violation of various criminal statutes. All of these allegations were either fabricated and/or untrue.

3. Based upon these false suppositions, Plaintiff was wrongfully, illegally and immorally arrested and false reasons for incarceration were concocted against the Plaintiff. In addition, Plaintiff was illegally searched.

4. As a result of their concerted unlawful and malicious imposition of false arrest and accusations, Defendants have deprived the Plaintiff of his right to due process, of his right to equal protection of the laws, and have impeded the due course of justice, in violation of the 5th and 14th Amendments of the Constitution of the United States and 42 U.S.C., Section 1983.

WHEREFORE, the Plaintiff, James Taylor, demands judgment against all the Defendants, jointly and severally, or in the alternative for compensatory damages, and further demands Judgment against each of the said Defendant, jointly and severally, for punitive damages, together with costs of suit, interest, attorney's fees, and such other further relief as the Court may deem just and equitable.

COUNT IV

1. Plaintiff incorporates the allegations contained in Counts One, Two and Three as though fully set forth at length herein.

2. Without any reasonable or justifiable grounds, Defendant police officers repeatedly assaulted, demeaned, defamed, humiliated, and embarrassed Plaintiff by the repeated use of foul, discriminatory and offensive language directed towards the Plaintiff for the sole purpose of harassment, intimidation and abuse.

3. At no time did Plaintiff make any statements or take any actions calculated to provoke said Defendants' conduct.

4. As a result of the concerted unlawful, intentionally discriminatory and malicious utterances by the Defendant police officers, Defendants deprived the Plaintiff of his liberty without due process of law and deprived him of equal protection of laws in violation of the 5th and 14th Amendments of the Constitution of the United States and 42 U.S.C., Section 1983.

WHEREFORE, the Plaintiff, James Taylor, demands Judgment against the various Defendants, including the Philadelphia police officers who arrested him, jointly and severally, or in the alternative, for compensatory damages, and further demands

Judgment against each of said Defendants, jointly and severally, for punitive damages, together with costs of suit, interest, attorney's fees, and such other further relief as the Court may deem just and equitable.

COUNT V

1. Plaintiff incorporates the allegations contained in Counts One, Two, Three and Four as though fully set forth at length herein.

2. At all times relevant to this Complaint, Defendants, Philadelphia police officers and members of the Philadelphia District Attorney's office were acting under the direction and control of the Defendant CITY OF PHILADELPHIA.

3. Acting under color of State law and pursuant to official policy and custom, Defendant CITY OF PHILADELPHIA knowingly, recklessly or with gross negligence failed to instruct, supervise, control of discipline on a continuing basis, Defendant police officers and/or members of the Philadelphia District Attorney's Office in their duties to refrain from:

(a) Unlawfully and maliciously harassing citizens who were acting in accordance with their constitutional and statutory rights, privileges and immunities;

(b) Unlawfully and maliciously arresting and prosecuting citizens who were acting in accordance with their constitutional and statutory rights, privileges and immunities;

(c) Unlawfully and maliciously assaulting and beating citizens, or otherwise using unreasonable and excessive force during the process of making a lawful inquiry regarding an arrest, whether said conduct was lawful or unlawful;

(d) Unlawfully and maliciously using foul and discriminatory language against citizens who were acting in accordance with their constitutional and statutory rights, privileges and immunities;

(e) Unlawfully and maliciously refusing to afford constitutional rights to citizens who acted in accordance with their constitutional and statutory rights, privileges and immunities;

(f) Unlawfully, maliciously and/or negligently arresting citizens and detaining them when said citizens were acting in accordance with their constitutional and statutory rights, privileges and immunities;

(g) Unlawfully, maliciously and negligently pursuing criminal charges against citizens, with the full knowledge of their innocence of the concocted charges against them, when said citizens were acting in accordance with their constitutional and statutory rights, privileges and immunities;

(h) Conspiring to violate the rights, privileges and immunities guaranteed to the Plaintiff by the Constitution and laws of the United States and the laws of the Commonwealth of Pennsylvania; and

(i) Otherwise depriving the Plaintiff of his constitutional and statutory rights, privileges and immunities.

4. Defendant CITY OF PHILADELPHIA, had it diligently exercised its duties to instruct, supervise, control and discipline on a continuing basis, should have knowledge that the wrongs conspired to be done, as heretofore alleged, were about to be committed.

5. Defendant CITY OF PHILADELPHIA had the power to prevent or aid in preventing the commission of said wrongs, could have done so by reasonable diligence, and knowingly, recklessly or with gross negligence failed or refused to do so.

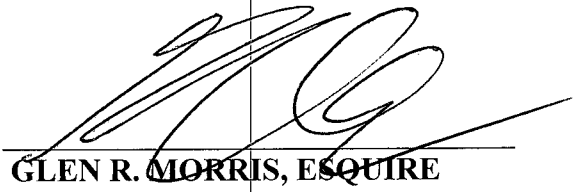
6. Defendant CITY OF PHILADELPHIA directly or indirectly, under color of State law, approved or ratified the unlawful, deliberate, malicious, reckless and wanton conduct of Defendants, Philadelphia police officers and members of the Philadelphia District Attorney's Office, heretofore described.

7. As a direct and proximate result of the negligent and intentional acts of Defendant CITY OF PHILADELPHIA and the defendants under its control and supervision, as set forth above, Plaintiff suffered physical and psychological injury, loss of income and/or schooling, medical expenses and severe mental anguish in connection with the deprivation of his Constitutional and Statutory Rights guaranteed by the 4th, 5th, 8th and 14th Amendments of the Constitution of the United States and protected by 42 U.S.C., Section 1983.

WHEREFORE, the Plaintiff, James Taylor, demands judgment against all the Defendants, jointly and severally, or in the alternative, for compensatory damages, and further demands Judgment against each of the said Defendants, jointly and severally, for punitive damages, together with costs of suit, interest, attorney's fees, and such other further relief as the Court may deem just and equitable.

JURY DEMAND

Plaintiff respectfully demands trial by jury as to all issues so triable.

A handwritten signature in black ink, appearing to read 'Glen R. Morris', is written over a horizontal line.

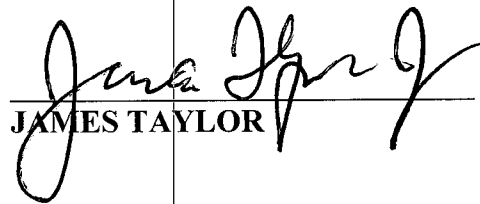
GLEN R. MORRIS, ESQUIRE
Suite 2226, Land Title Building
100 South Broad Street
Philadelphia, Pennsylvania 19110
(215) 893-1222

DATED: 7/15/14

Attorney for Plaintiff

VERIFICATION

I verify that the statements made in the foregoing writing and any attachments thereto are true and correct to the best of my information and belief. I understand that false statements therein are made subject to the penalties of 18 Pa.C.S., Section 4904, relating to unsworn falsification to authorities.


JAMES TAYLOR

Date: 7/15/14